



**US Army**  
**Corps of Engineers**  
Louisville District ®

# Public Notice

Public Notice No.  
LRL-2016-138-mdh

Open Date:  
9 Jun 2016

Close Date:  
11 Jul 2016

Please address all comments and inquiries to:  
U.S. Army Corps of Engineers, Louisville District  
ATTN: Mr. Michael Hasty, CELRL-OPF-N, Rm 752  
P.O. Box 59  
Louisville, Kentucky 40201-0059

Phone: 502-315-6676

This notice announces an application submitted for a Department of the Army (DA) Permit, subject to Section 404 of the Clean Water Act:

APPLICANT: Ms. Candice McGraw  
Kenton County Airport Board (KCAB)  
PO Box 752000  
Cincinnati, OH 45275

AGENT: Ms. Jenny Sunday  
Environmental & Archaeology, LLC  
221 Main Street  
Florence, KY 41042

LOCATION: Streams and wetlands within a 27-acre parcel  
located near the Cincinnati/Northern Kentucky  
International Airport in Boone County, Kentucky.

Latitude: 38°-01'-04" (N)  
Longitude: 84°-38'-48" (W)  
7.5 Minute Quad: BURLINGTON, KENTUCKY

PURPOSE: Commercial development.

DESCRIPTION OF WORK: The applicant proposes to expand a commercial development through the construction of a 180,000 square foot building, associated parking lots and connecting infrastructure as well as stormwater and sediment treatment basins (see attached *Figures 1-4*). The expansion is needed to facilitate the planned growth of the adjacent Bosch automotive steering facility. To facilitate this new development, the applicant proposes to impact approximately 1,650 linear feet of four (4) stream channels and 0.41 acre of three (3) wetlands (see *Tables 1 and 2* below for itemized proposed impacts to "waters of the U.S.")

**Table 1: Proposed Wetland Impacts**

Water ID	Type	Impact/Activity	Impacts	
			Length (ft)	Area (ac)
Wetland 3 (W-3)	Forested & Emergent	Sediment Basin	N/A	0.12
Wetland 7 (W-7)	Emergent	Fill/Parking lot	N/A	0.05
Wetland 12 (W-12)	Emergent	Fill/Sidewalk	N/A	0.24
Total Proposed Wetland Impacts:				0.41

**Table 2: Proposed Stream Impacts**

Water ID	RBP Score/Quality	Impact/Activity	Impacts	
			Length (lf)	Area (ac)
Intermittent 7 (S-7)	Poor	Fill/Structure	873	0.07
Ephemeral 12 (S-12)	Poor	Fill/Structure	148	0.05
Intermittent 13 (S-13)	Poor	Fill/Structure	518	0.03
Ephemeral 14 (S-14)	Poor	Fill/Structure	111	0.01
<b>Total Proposed Stream Impacts:</b>			<b>1,650</b>	<b>0.16</b>

**AVOIDANCE, MINIMIZATION, AND MITIGATION MEASURES:** The applicant's stated purpose is to expand the capacity of this existing development. Further, the proposed location (the subject 27-acre parcel) would provide certain efficiencies in the production and operation of Boosch's automotive steering plant (the applicant's tenant). Further, the subject parcel's close proximity to the Cincinnati/Northern Kentucky International Airport is an important factor to Bosch's continued operations. For these reasons, other off-site locations were not evaluated. The applicant did consider design alternatives within the 27-acre parcel to reduce impacts. Specifically, impacts to Wetland 3 were minimized through the inclusion of much of its boundaries into the design of the required stormwater detention for the development. Further minimization of impacts was not considered practicable due to the limited overall size of the subject expansion parcel and the wide dispersion of waters within it.

**MITIGATION MEASURES:** The applicant proposes to provide compensation for the unavoidable wetland impacts through the purchase of 0.82 acre of wetland credits from an approved wetland mitigation bank within the service area of the proposed project. With regard to unavoidable stream impacts, the applicant proposes to provide compensation through the purchase of 1,691 Adjusted Mitigation Units (AMUs) from Northern Kentucky University's In-Lieu Fee Stream and Wetland Restoration Program.

It is noted that this proposed mitigation plan is open to comment and subject to change. The Corps will make a determination of appropriate mitigation, upon review of all submitted information.

**REVIEW PROCEDURES:** A DA Permit cannot be issued if any legally required Federal, State, or local authorization or certification is denied. A DA permit, if otherwise warranted, will not be issued until a State of Kentucky Water Quality Certification or waiver is on file at this office. In order to comply with Section 401 of the Clean Water Act, the applicant must apply for State certification from the Kentucky Energy and Environment Cabinet Division of Water (KDOW).

Copies of this notice are sent to the appropriate Federal and State Fish and Wildlife Agencies. Their views and comments are solicited in

accordance with the Fish and Wildlife Coordination Act of 1956. Based on available information, the proposed activity will not destroy or endanger any Federally-listed threatened or endangered species or their critical habitats, as identified under the Endangered Species Act, and therefore, initiation of formal consultation procedures with the U.S. Fish and Wildlife Service is not planned at this time.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. A request for a public hearing must state the specific interest which might be damaged by issuance of the DA Permit.

The decision whether to issue a permit will be based on an evaluation of the probable impact of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits which reasonably may be expected to accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered; among those are conservation, economics, aesthetic values, general environmental concerns, historic values, fish and wildlife values, flood damage prevention, land use, navigation, recreation, water supply, water quality, energy needs, safety, food production, and in general, the needs and welfare of the public. In addition, the evaluation of the impact of the activity on the public interest will include application of the guidelines (40 C.F.R. Part 230) promulgated by the Administrator, United States Environmental Protection Agency, under authority of Section 404(b) of the CWA.

The Corps of Engineers is soliciting comments from the public; Federal, State, and local agencies and officials; Indian tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. It is presumed that all interested parties and agencies will wish to respond; therefore, a lack of response will be interpreted as meaning that there is no objection to the proposed project. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

Written statements received in this office on or before the closing date will become a part of the official record and will be considered in the determination on this permit request. Any objections which are received during this period will be forwarded to the applicant for

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possible resolution before the determination is made whether to issue or deny the requested DA Permit. A permit will be granted unless its issuance is found to be contrary to the public interest.

Information pertaining to this application is available for public examination during normal business hours upon prior request. Drawings are available on Louisville District's Internet site at <http://www.lrl.usace.army.mil/Missions/Regulatory.aspx>. All comments regarding this proposal should be addressed to: Mr. Michael Hasty, CELRL-OPF-N at the address noted above and should refer to the Public Notice Number LRL-2016-138-mdh.

If you desire to submit your comments by email, you must comply with the following:

a) In the subject line of your email, type in **ONLY** the Public Notice ID No. LRL-2016-138-mdh.

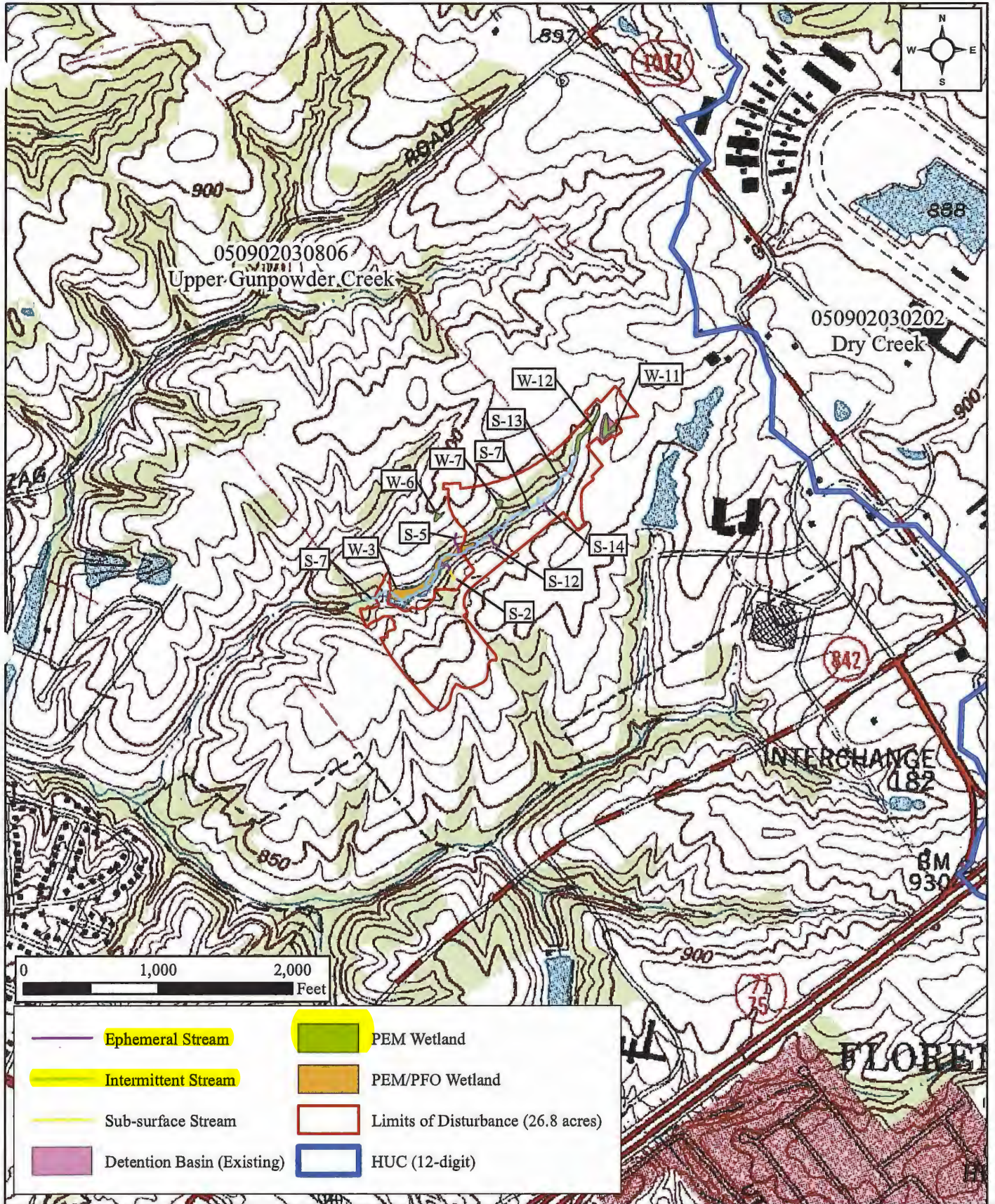
Example: LRL-2016-138-mdh (subject)

b) Provide your physical mailing address and telephone number.

c) Send your email to: [lrl.regulatorypubliccomment@usace.army.mil](mailto:lrl.regulatorypubliccomment@usace.army.mil).

d) If you are sending attachments greater than 1 Mb in size with your email, you must send a hard copy (CD or paper) to the Corps' physical address as well.



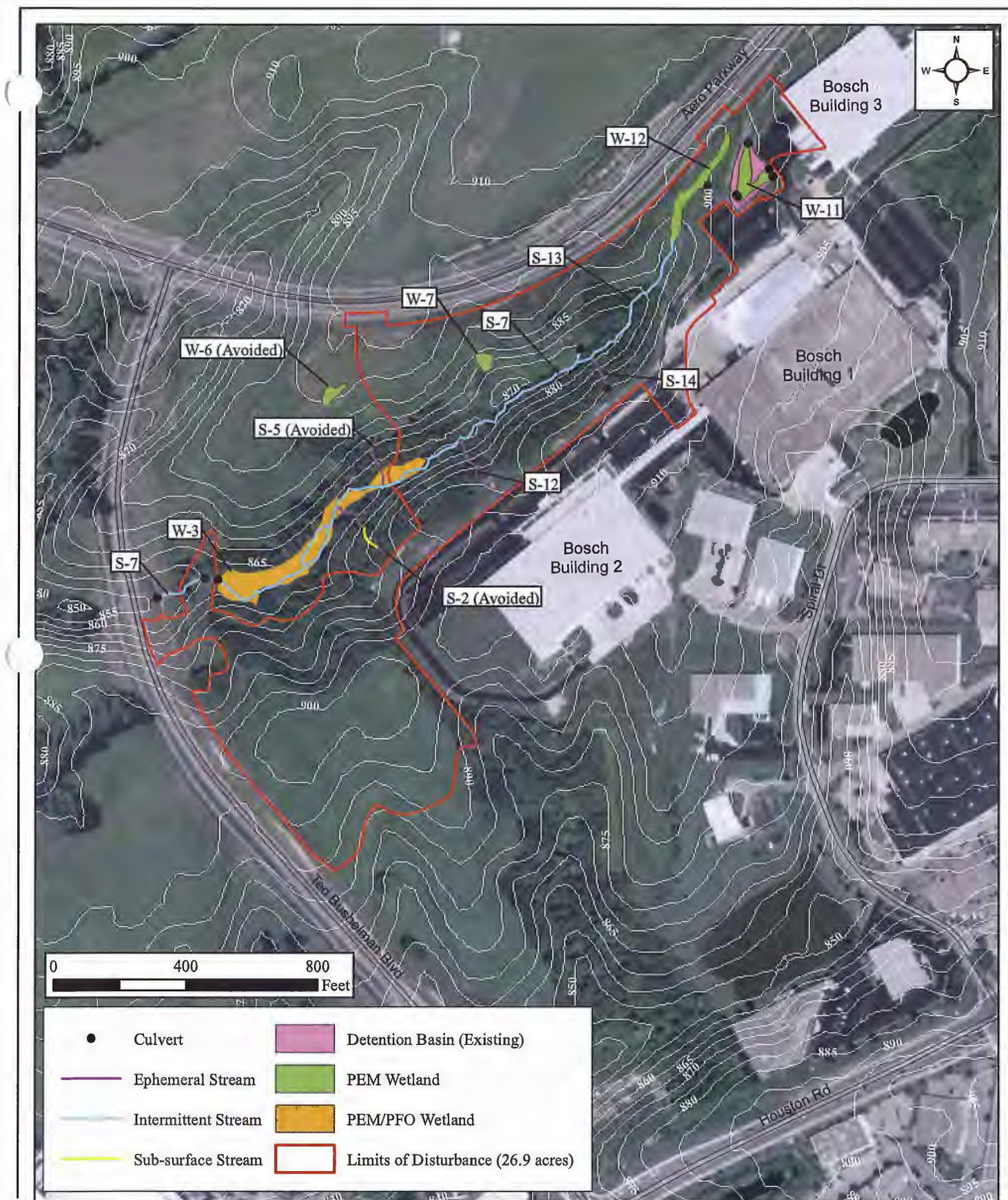


LRL-2016-138-mdh  
Figure 1

Kenton County Airport Board  
Cincinnati/Northern Kentucky International Airport  
Bosch Expansion Project  
Boone County, Kentucky

USGS 7.5' Topographic Map with HUC Overlay  
Burlington, KY Quadrangle  
1:12,000  
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Figure 2

Kenton County Airport Board  
Cincinnati/Northern Kentucky International Airport  
Bosch Expansion Project  
Boone County, Kentucky

Aerial Map  
Aerial Provided by ESRI Map Services  
1:4,800  
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Figure 3

